



CITY OF FONTANA
8353 SIERRA AVENUE
FONTANA, CA 92335

FONTANA FIRE PROTECTION DISTRICT

REGULAR MEETING 7:00 P.M.

**8353 SIERRA AVENUE
FONTANA, CALIFORNIA**

Wednesday, May 12, 2010

**JANICE RUTHERFORD
PRESIDENT**

**JOHN B. ROBERTS
VICE-PRESIDENT**

**MARK NUAIMI
COMMISSIONER**

**FRANK SCIALDONE
COMMISSIONER**

**ACQUANETTA WARREN
COMMISSIONER**

**KENNETH R. HUNT
EXECUTIVE DIRECTOR**

**BEST, BEST AND KRIEGER
GENERAL COUNSEL**

**TONIA LEWIS
DISTRICT CLERK**

**JANET KOEHLER-BROOKS
DISTRICT TREASURER**

In compliance with the Americans with Disabilities Act, the Council Chambers is wheelchair accessible. If other special assistance is required, please contact the City Clerk's Office (350-7602) 48 hours prior to the scheduled meeting so the City can make reasonable arrangements. WWW.FONTANA.ORG (INTERNET).

**FONTANA FIRE PROTECTION DISTRICT
REGULAR MEETING
May 12, 2010
City Council Chambers
8353 Sierra Avenue
Fontana, CA
7:00 p.m.**

Welcome to a meeting of the Fontana Fire Protection District. A complete agenda packet is located in the binder on the table in the lobby of the Council Chambers. To address the District, please fill out a card located at the entrance to your left indicating your desire to speak on either a specific agenda item or under Public Communications and give it to the District Clerk. Your name will be called when it is your turn to speak. In compliance with Americans with Disabilities Act, the Chambers is wheel chair accessible and a portable microphone is available. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection in the City Hall lobby located at 8353 Sierra Avenue, Fontana, California.

Traducción en Español disponible a petición. Favor de notificar al Departamento "City Clerk". Para mayor información, favor de marcar el número 350-7602.

CLOSED SESSION:

CALL TO ORDER/ROLL CALL:

Present: _____ Absent: _____

SPECIAL PRESENTATIONS: None

PUBLIC COMMUNICATIONS:

This is an opportunity for citizens to speak to the Fontana Fire Protection District for up to five minutes on items not on the agenda, but within the District's jurisdiction. The District is prohibited by law from discussing or taking immediate action on non-agendized items.

CONSENT CALENDAR:

All matters listed under CONSENT CALENDAR will be enacted by one motion in the form listed below - there will be no separate discussion on these items prior to the time the District votes on them, unless a member of the District requests a specific item to be removed from the CONSENT CALENDAR for discussion.

Does any member of the public wish to address the District regarding any item on the CONSENT CALENDAR before the vote is taken?

- A. Approve the Minutes of the April 28, 2010 Regular Fontana Fire Protection District Meeting.
- B. Approve the recommended Fiscal Year 2009-2010 3rd Quarter budget adjustment for the Fontana Fire Protection District.

Approve Consent Calendar Items "A" and "B" as recommended by Staff.

FONTANA FIRE PROTECTION DISTRICT

May 12, 2010

Regular Meeting

PUBLIC HEARINGS: None

To speak on Public Hearing Items, fill out a card at the microphone stand indicating ***favor*** or ***opposition*** and give it to the District Clerk. Each person will be allowed five minutes to address the District. If you challenge in court any action taken concerning a Public Hearing item, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the District at, or prior to, the public hearing.

All Public Hearing will be conducted following this format:

- | | |
|--|----------------------|
| a) hearing opened | e) oral - favor |
| b) written communication | f) oral – opposition |
| c) agency staff/comments | g) hearing - closed |
| d) applicant comments (applicant <u>not</u> limited to five minutes) | |

UNFINISHED BUSINESS: None

NEW BUSINESS: None

COMMISSIONER COMMUNICATIONS/COMMITTEE REPORTS:

EXECUTIVE DIRECTOR COMMUNICATIONS:

ADJOURNMENT:

FONTANA FIRE PROTECTION DISTRICT ACTION REPORT
May 12, 2010

FROM: District Clerk

SUBJECT: Approval of Minutes

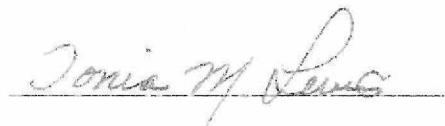
RECOMMENDATION:

APPROVE THE MINUTES OF THE APRIL 28, 2010 REGULAR FONTANA FIRE PROTECTION DISTRICT MEETING.

MOTION:

Approve Minutes as submitted by staff.

SUBMITTED BY:



Tonia M. Lewis
District Clerk

Attachments: Minutes

ITEM: CC- A

MINUTES OF THE CITY OF FONTANA
FIRE PROTECTION DISTRICT
REGULAR MEETING
APRIL 28, 2010

A Regular Meeting of the City of Fontana Fire Protection District was held on Wednesday, April 28, 2010, in the City Hall Council Chambers, 8353 Sierra Avenue, Fontana, California. President Rutherford opened the meeting at 11:19 p.m.

Present: President Rutherford, and Commissioners Nuaimi, Roberts, and Warren.

Absent: Commissioner Scialdone.

SPECIAL PRESENTATIONS: None

PUBLIC COMMUNICATIONS: None

CONSENT CALENDAR

ACTION: Motion was made by Commissioner Nuaimi, seconded by Commissioner Warren, and carried unanimously by vote of 4-0, approving Consent Calendar Item "A" as follows:

- A. Approve the minutes of the April 14, 2010, Regular Fontana Fire Protection District Meeting.

PUBLIC HEARING: None

UNFINISHED BUSINESS: None

NEW BUSINESS: None

COMMISSIONER COMMUNICATIONS/COMMITTEE REPORTS: None

EXECUTIVE DIRECTOR COMMUNICATIONS: None

ADJOURNMENT

The Fontana Fire Protection District meeting adjourned by consensus at 11:19 p.m. to the next regular meeting on Wednesday, May 12, 2010, at 7:00 p.m. City of Fontana, Council Chambers, located at 8353 Sierra Avenue, Fontana, California 92335.

Tonia Lewis
Agency Secretary

Janice Rutherford
President

FONTANA FIRE PROTECTION DISTRICT ACTION REPORT
MAY 12, 2010

FROM: Fire Department

SUBJECT: Fiscal Year 2009/2010 3rd Quarter Budget Adjustments Report

RECOMMENDATION:

Approve the recommended Fiscal Year 2009-2010 3rd Quarter budget adjustment for the Fontana Fire Protection District.

Adopt Resolution No. FFD 2010-____ establishing an appropriations limit of \$96,807,116 pursuant to Article XII (B) of the California Constitution for Fiscal Year 2009/2010.

COUNCIL GOALS:

To operate in a businesslike manner by living within our means, and ensuring that the public debate is based on accurate information.

To practice sound fiscal management by establishing an adequate reserve for emergencies, fully funding liabilities, correcting problems immediately, developing a long-term funding plan and producing timely and accurate records.

To concentrate on inter-governmental relations by working cooperatively with neighboring jurisdictions; establishing partnerships with other public agencies providing services to residents; pursuing financial participation from County.

DISCUSSION:

At the start of the fiscal year, the District adopted a budget committing fiscal resources to the accomplishment of its goals. During the year, actual revenue and expenditures are carefully monitored against the approved budget. The purpose of this staff report is to obtain approval of the recommended fiscal year 2009/2010 3rd Quarter Budget Adjustments for the Fontana Fire Protection District.

The Fire District recently completed a thorough review of the tax rate areas included in the district and the anticipated revenue to the district, as this information was not available at the time of the adopted budget. As a result of the review, it was determined that the adopted property tax revenues were over estimated.

The budget adjustments included in this report include the following:

- A reduction of \$1,930,000 in property tax revenue as a result of the tax rate area review.
- An increase of \$512,385 in Miscellaneous Income that represents contract savings from the 2008-09 fiscal year; in which actual costs were less than the contract amount and the excess amount returned to the District.
- The elimination of a \$618,000 transfer from the District Operating fund to the Capital fund due to the revenue shortfall.

The Fontana Fire Protection District will continue to pro-actively implement a comprehensive strategy designed to address "needs" identified throughout the district.

ITEM: CC- B

The Fire District is required to annually adjust the appropriations limit pursuant to the procedures contained within Article XIII (B) of the California Constitution. The original appropriations limit (FY 2008/2009) was set at \$95,342,989 as Condition No. 31 of the LAFCO resolution. The adjustment of the appropriations limit for fiscal year 2009/2010 was inadvertently overlooked during the preparation of the District's budget. To comply with the California Constitution, the District has determined that the new limit is \$96,807,116, adjusted for population growth and using the growth factor in the California Per Capita Income. The California Constitution does not state when the appropriations limit must be established for each fiscal year; in future years, this will be done concurrently with the adoption of the Fiscal Year Budget.

FISCAL IMPACT:

Adjust revenue and expenditure budgets per attached Recommended Adjustments schedule.

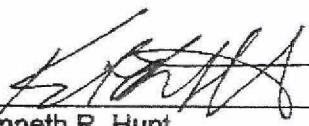
MOTION:

Approve staff recommendation.

SUBMITTED BY:


John Salvate
Division Chief

APPROVED BY:


Kenneth R. Hunt
Executive Director

ATTACHEMENTS:

Resolution No. FFD 2010— Establishing an appropriations limit pursuant to Article XII (B) of the California Constitution for Fiscal Year 2009/2010.

ITEM: CC- B

Third Quarter Budget Status Report - 2009/2010

City of Fontana
May 12, 2010

Fontana Fire Protection District
Fund Balance
FY 2009/2010

	Estimated Fund Balance July 1, 2009	Budget			Transfers Out	Available	% Net Funds Used in Budget	Estimated Fund Balance June 30, 2010
		Revenues	Transfers In	Expenditures				
497 FONTANA FIRE DISTRICT	1,759,796	22,565,100	0	(21,358,500)	(618,000)	2,348,396	(799,615)	1,548,781
498 FFD - CFD 2002-2	984,310	250,000	0	0	0	1,234,310		1,234,310
696 FIRE CAPITAL PROJECT	2,767,886	0	618,000	(85,155)	0	3,300,731	(518,000)	2,682,731
TOTAL ALL FUNDS	\$5,511,992	\$22,815,100	\$618,000	(\$21,443,655)	(\$618,000)	\$6,883,437	(\$1,417,615)	\$5,465,822

Third Quarter Budget Status Report - 2009/2010

City of Fontana
May 12, 2010

Fontana Fire Protection District
Recommended Adjustments
FY 2009/2010

Object/Line Number	Dept	Description	Amount	Debit/Credit	Appropriations	Revenue	Transfers In	Transfers Out	Ex. Impact	Reason
497 Fontana Fire District										
50100497	FFD	Fire District Admin	5010	Current Sec & Usec	0	(1,417,615)	0	(618,000)	(799,615)	Reduce revenue estimates to reflect rate of tax receipts
50100497	FFD	Fire District Admin	6450	Miscellaneous Income	(1,930,000)	512,385			512,385	Increase revenue estimates based on receipts
50100497	FFD	Fire District Admin	8790	Transfer Out	(618,000)		(618,000)	618,000	618,000	Eliminate xfer to Capital Project fund due to revenue shortfall
696 Fire Capital Project										
50300696	FFD	Capital Project	6900	Transfer In	0	(618,000)	0	0	(618,000)	Eliminate xfer from Operating fund due to revenue shortfall

RESOLUTION NO. FFD 2010-

**A RESOLUTION OF THE FONTANA FIRE
PROTECTION DISTRICT ESTABLISHING AN
APPROPRIATIONS LIMIT OF \$96,807,116
PURSUANT TO ARTICLE XIII (B) OF THE
CALIFORNIA CONSTITUTION FOR FISCAL YEAR
2009/2010.**

WHEREAS, Article XIII (B) of the California Constitution provides that the total annual appropriations subject to limitation of the State and of each local government entity for the prior year is to be adjusted for changes in either the growth in the California Per Capita Income or the growth in the non-resident assessed valuation due to new construction and the changes in population within either its own jurisdiction or county in which the public entity is located, and

WHEREAS, pursuant to said Article XIII (B) of the California Constitution, the Fontana Fire Protection District deems it to be in the best interest of the Fontana Fire Protection District to establish an appropriations limit for Fiscal Year 2009/2010, and

WHEREAS, the Fontana Fire Protection District has determined that said appropriations limit for Fiscal Year 2009/2010 be established in the amount of \$96,807,116, calculated using the growth factor in the California Per Capita Income and change in population within the City of Fontana.

NOW, THEREFORE, be it resolved, determined, and ordered by the Fontana Fire Protection District that said appropriations limit herein established may be changed as deemed necessary by resolution of the City Council.

APPROVED AND ADOPTED this 12th day of May, 2010.

READ AND APPROVED AS TO LEGAL FORM:

Clark Alsop
City Attorney

RESOLUTION NO. 2010-

I, Tonia Lewis, City Clerk of the City of Fontana, and Ex-Officio Clerk of the Fontana Fire Protection District do hereby certify that the foregoing resolution is the actual resolution duly and regularly adopted by the Fontana Fire Protection District at a regular meeting on the 12th day of May, 2010, by the following vote to-wit:

AYES:

NOES:

ABSENT:

/s/ Tonia Lewis

Clerk of the Fontana Fire Protection District

/s/ Janice Rutherford

Chairperson of the Fontana Fire Protection District

ATTEST:

/s/ Tonia Lewis

Clerk of the Fontana Fire Protection District